Improvement Res. No. 1389-75

for the vacation of Yale Drive from the
west property line of Cambridge Blvd. t
to the east property line of Stanford D
Drive.

Resolution Adopted:

May 5, 1975

Confirmed:

June 12, 1975

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

July 17, 1975

B.O. 209-74

DECLARATORY RESOLUTION NO. 1389-1975

for the vacation of Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Drive.

ADOPTED: May 5, 1975

ADVERTISE NOTICE TO PROPERTY OWNERS: May 9 & 16, 1975

NOTICES MAILED: May 16, 1975

HEARING ON CONFIRMATION: Thurs. May 29, 1975 at 3:30pm*

CONFIRMED: June 12, 1975

*cont. to Thurs. June 12, 1975 at 3:30 p.m.

ASSESSMENT ROLL ORDERED: 6/12/75

ASSESSMENT ROLL APPROVED: 6/30/75

HEARING ON CONFIRMATION OF A. R.: Thurs. July 17, 1975 at 3:30 p.m.

NOTICE SERVED: July 7, 1975

ASSESSMENT ROLL CONFIRMED. July 17, 1975

to D. of F.

62-11-5 F-F 7-F-72

DECLARATORY RESOLUTION No. 1389 1975

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.

All as shown by a plan of such proposed ~~Vacation - Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots No. 304 & 305, Cambridge Hills Addition and Lots No. 425 & 427, Poinsette Park Addition. Said additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

west 14 feet of the east 127 feet

The vacation of the above described street shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, ~~water mains, gas mains~~, electric pole lines and conduits, telephone and telegraph pole lines and conduits. The north five (5) feet of the south twenty-seven and one-half (27½) feet shall be retained for a sidewalk easement.

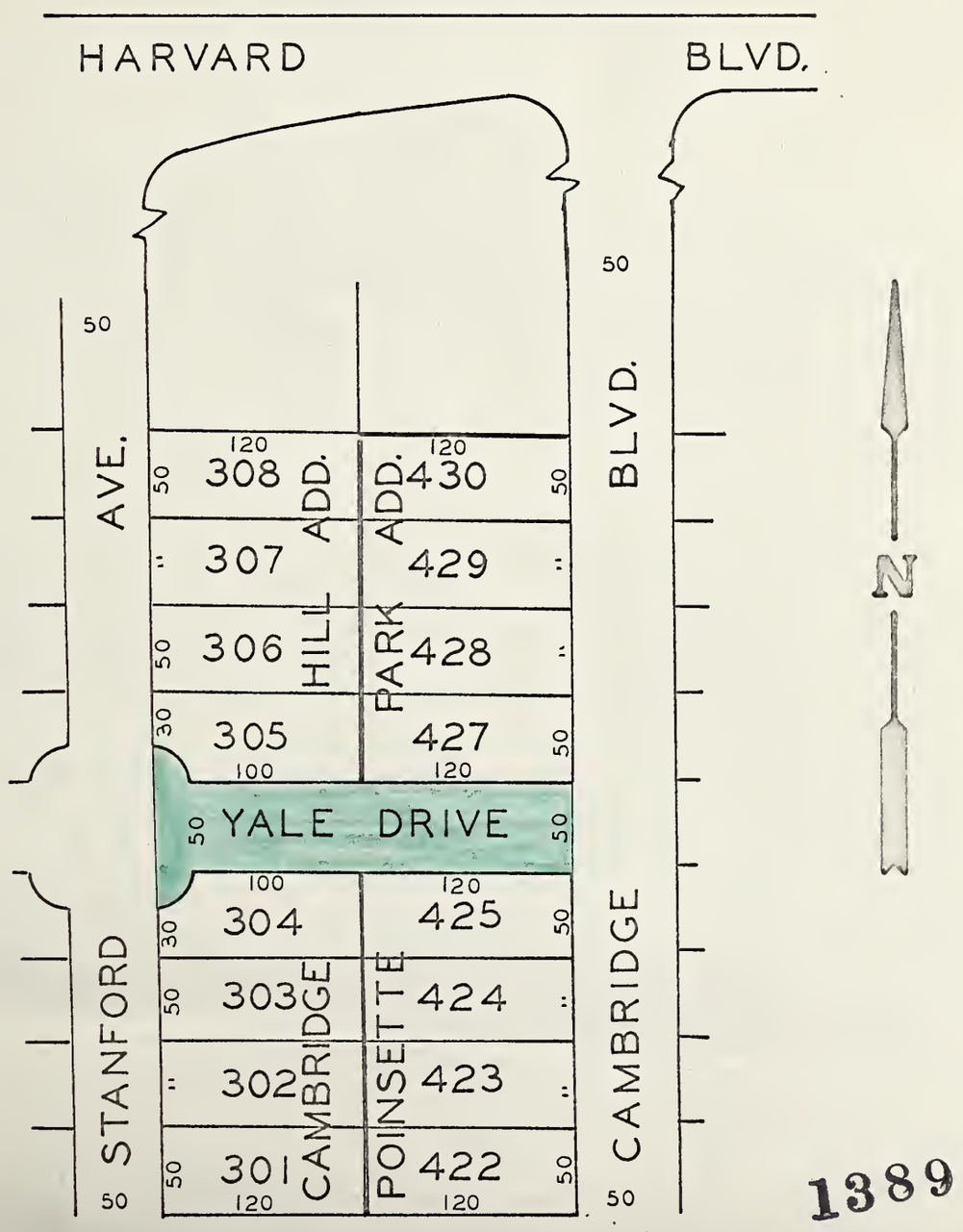
All Streets, lots and lands affected by the above described vacation are situated in the northwest quarter Section Thirty Four, Township 31 North, Range 12 East and lies wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 5 DAY OF May 19 75

Attest: Edna L. Smith
Secretary Board of Public Works.

Paul E. O'Neal
Board of Public Works.

VACATE STREET



1389

We the property owners of the below listed properties wish the five (5) foot easement in the center of the vacation of Yale Drive to be left unpaved.

2730 Stanford Fred and Doris Stevenson

x Mrs Doris Stevenson
x Mr Fred Stevenson

2802 Stanford John F. and Lena Bauman

x Lena Bauman
x John F. Bauman

2808 Stanford Max and Shirley High

x Max E High
x Shirley High

2816 Stanford formerly George and Joan Meyers resold to:

x George D. Mayes
x Nancy Mayes

2822 Stanford Owner Max Straub tenant occupied

2828 Stanford Clem and Evelyn Asher on Vacation

x

x

2727
~~2722~~ Cambridge GENE KIEN Glen and Linda Kein

x Glen P. Kein Jr.
x Linda Kein

2803 Cambridge Harvey and Margaret Bireley

x Harvey Bireley
x Margaret Bireley

2805 Cambridge Bruce and Vera Stevens

x Bruce Stevens
x Vera Stevens

2821 Cambridge Albert Schmidt

x A. Schmidt

2825 Cambridge Wilma Lamson (Underwood)

x Wilma Lamson Underwood

2829 Cambridge Orville and Maria Juillerat

x Orville Juillerat Maria Juillerat

x

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 209-74 Date June 12, L975 62-121-1

To STREET ENGINEERING DEPARTMENT

Subject Dec. REs. No. 1389-1975 Yale Drive

CONFIRMED.

Prepare Assessment Roll of Benefits and Damages. P.O. List is attached.

Note: Sidewalk easement will be retained but paving will not be required.

J. D. BOSWELL
C. E. O'NEAL
BOARD OF PUBLIC WORKS

ajf

attachment

RECEIVED
JUN 16 1975
CITY ENGINEERING DEPT.

Signed _____

Reply:

June 24, 1975

Assessment Roll for benefits and damages for Dec. Res. No. 1389 is hereby completed and attached.

Kenneth N. Traylor
KNT/mr

Attachs. (3)

City Engineer

62-146-6 6/30/75

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 209-74

Date May 29, 1975 62-103-1

To STREET ENGINEERING DEPARTMENT

Subject Dec. Res. No. 1389-1975 vac. of Yale Ave. etc.

RECEIVED
JUN 2 1975
CITY ENGINEERING DEPT.

Received attached remonstrance from property owners against the construction of sidewalk on proposed sidewalk easement.

HEARING ON CONFIRMATION was continued to June 12, 1975 at 3:30 p.m. to allow Engineering Departmetn to make physical inspection of proposed sidewalk area.

J. D. BOSWELL
C. E. O'NEAL
BOARD OF PUBLIC WORKS

ajf

attachment

Signed

Reply:

June 5, 1975

The attached remonstrance has been checked and found to be 100% effective. The street profile has been plotted to determine the feasibility of installing a sidewalk, and although the grade is slightly in excess of the present adopted policy of five per cent for street purposes, the existing grade on Yale is not considered too excessive for sidewalk purposes. Some pedestrian and bicycle traffic does utilize this area at this time.

Street Engineering recommends the five foot easement for walk purposes be retained; however, the construction of a sidewalk could be delayed until such time that a neighborhood petition requesting same was submitted.
Kenneth N. Traylor
Street Engineer

lc Kenneth N. Traylor
attachs.

62-121-1

6/12/75

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

209-74

Date December 3, 1974

To Ken Traylor, Street Engineer

Subject Vacation - Yale Drive between Cambridge and Stanford

We have received the attached copy of petition being submitted to City Plan for their action.

When this has been approved by City Council, please prepare Resolution and necessary documents for Board's action.

BOARD OF PUBLIC WORKS

Ena Smith
CLERK

EIS:bt

Attachment

RECEIVED
DEC 3 1974
CITY ENGINEERING DEPT.

Signed _____

Reply:

May 1, 1975

Declaratory Resolution No. 1389-1975, drawing and property ownership list completed and attached.

The west 14 feet of the east 127 feet of the street is to be retained for easements. Also, the north five (5) feet of the south twenty-seven and one-half (27½) shall be retained for a sidewalk easement. This department recommends the sidewalk easement be paved by abutting property owners.

BOARD OF PUBLIC WORKS
RECEIVED
MAY - 1 1975
CLERK

Kenneth N. Traylor
Kenneth N. Traylor
Street Engineer

APPROVED:

Ron Bonar
Ron Bonar, City Engineer

lc
attachs.

62-71-5

5/5/75

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

City of Fort Wayne

ENGINEERING DEPARTMENT

CITY – COUNTY BUILDING
ONE MAIN STREET

BOARD OF PUBLIC WORKS
RECEIVED
MAR 25 1975

FORT WAYNE, INDIANA 46802

NOTED
☑ J.D.B.
☑ C.E.O.
☐ G.C.
Date

March 24, 1975

Northern Indiana Public Service Company
Indiana & Michigan Electric Company
General Telephone Co. of Indiana

We have received petitions to vacate the following:

Chepequah Lane from the west property line of Babcock Drive to its western terminus. (B.O. #207-74)

Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue. (B.O. #209-74)

Please check your easement requirements on the enclosed post cards and return to this department as soon as possible.

Yours truly,

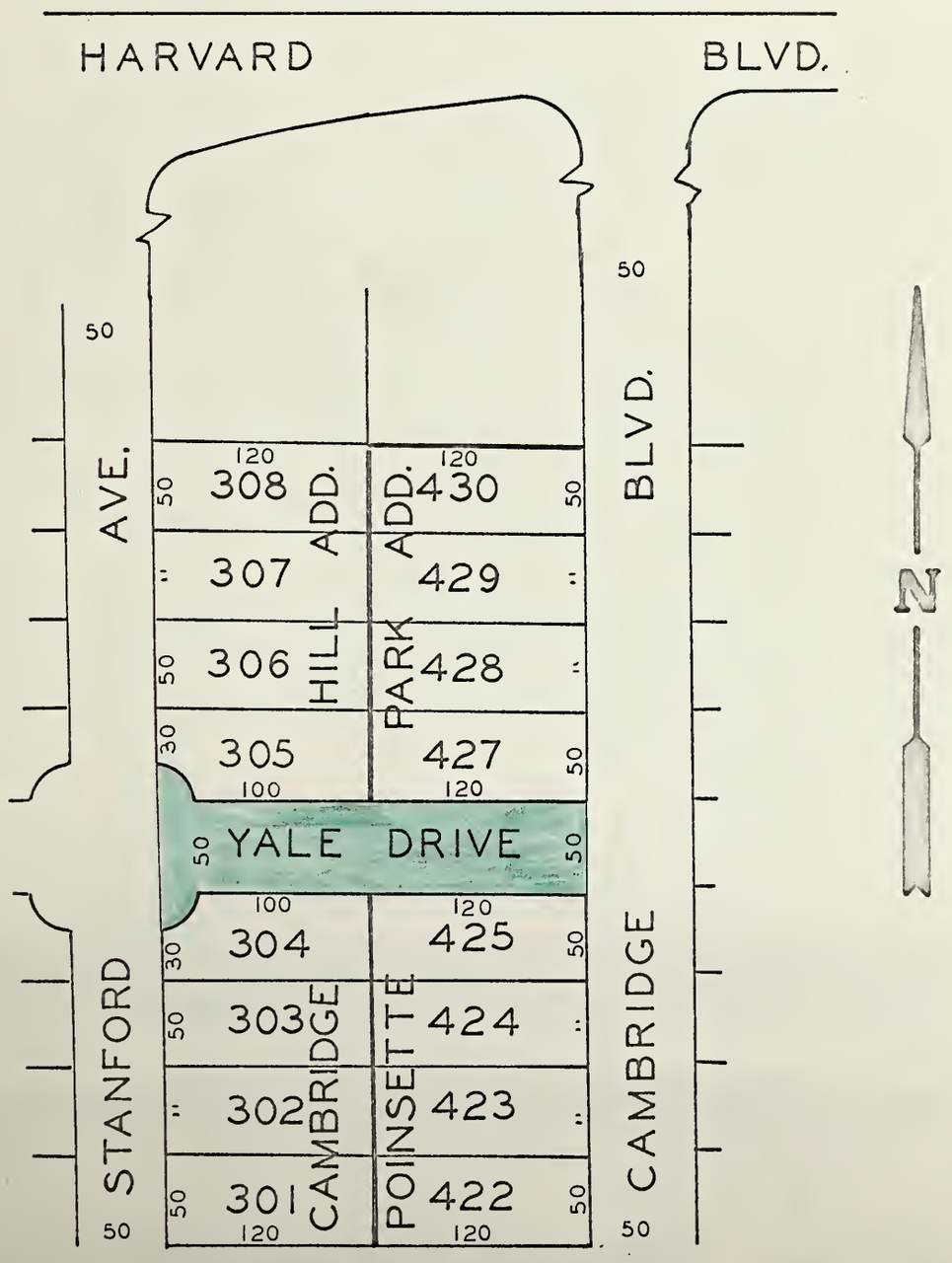
Kenneth N. Traylor

Kenneth N. Traylor
Street Engineering

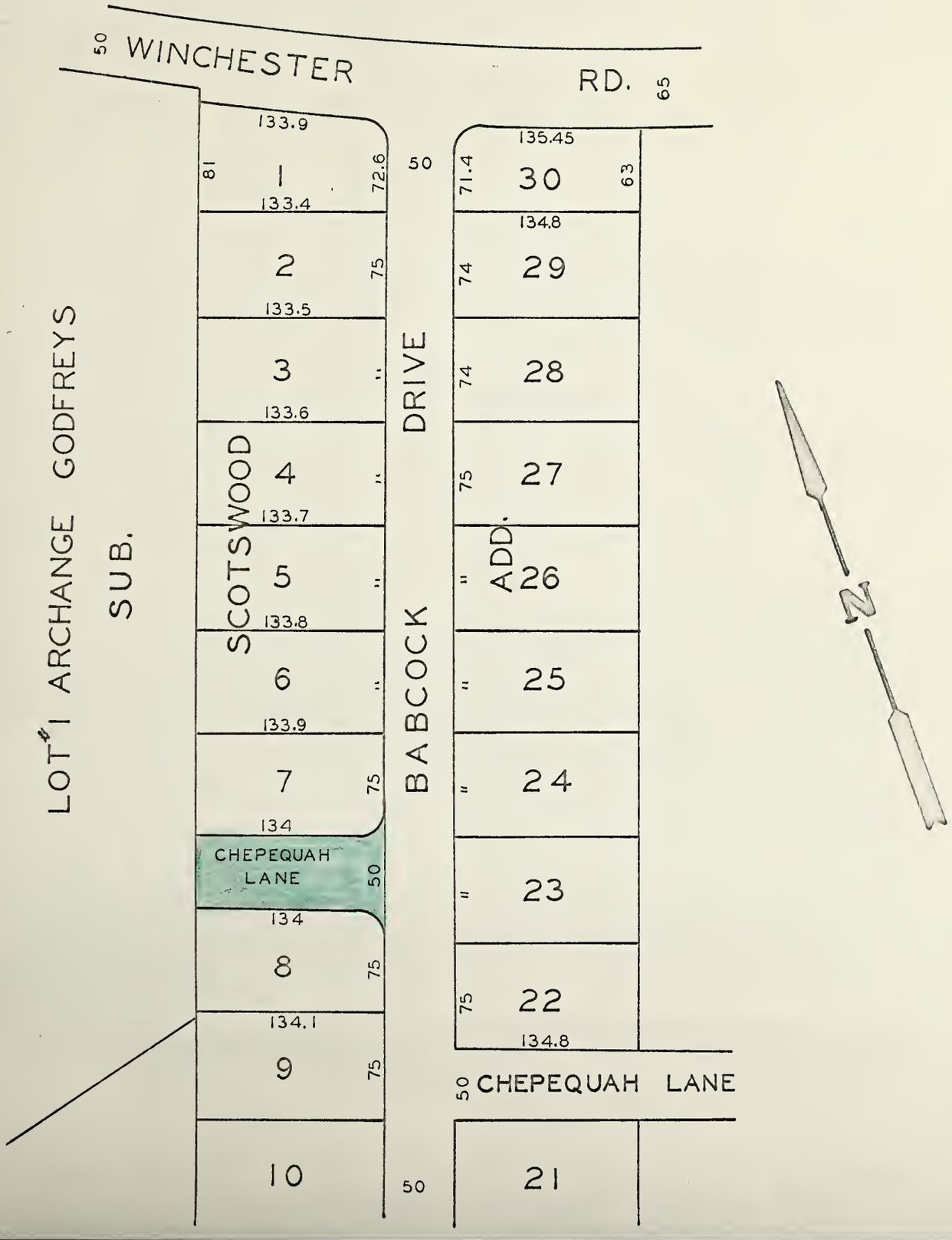
lc
attachs.

cc: Board of Public Works ✓
(Board Order No. 207-74)
(Board Order No. 209-74)

VACATE STREET



STREET TO BE VACATED



March 24, 1975

Patsie Rumsey
Community Development Dept.

Tom Manny
Traffic Engineer

Please submit your opinion and recommendation on the following proposed vacations:

Chepequah Lane from the west property line of Babcock Drive to its western terminus. (B.O. #207-74)

Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue. (B.O. #209-74)

Kenneth N. Traylor
Street Engineer

lc
attachs.

cc: Board of Public Works
(Board Order No. 207-74)
(Board Order No. 209-74)

B.O. 209-74 May 29, 1975 62-103-1

STREET ENGINEERING DEPARTMENT

Dec. Res. No. 1389-1975 vac. of Yale Ave. etc.

Received attached remonstrance from property owners against the construction of sidewalk on proposed sidewalk easement.

HEARING ON CONFIRMATION was continued to June 12, 1975 at 3:30 p.m. to allow Engineering Departmetn to make physical inspection of proposed sidewalk area.

J. D. BOSWELL
C. E. O'NEAL
BOARD OF PUBLIC WORKS

ajf

attachment

We the property owners of the below listed properties wish the five (5) foot easement in the center of the vacation of Yale Drive to be left unpaved.

2730 Stanford Fred and Doris Stevenson

x Mrs Doris Stevenson

x Mr Fred Stevenson

2802 Stanford John F. and Lena Bauman

x Lena Bauman

x John F. Bauman

2808 Stanford Max and Shirley High

x Max E High

x Shirley High

2816 Stanford formerly George and Joan Meyers resold to:

x George D. Mayes

x Nancy Mayes

2822 Stanford Owner Max Straub tenant occupied

2828 Stanford Clem and Evelyn Asher on Vacation

x

x

2727
~~2722~~ Cambridge GENE KIEN Glen and Linda Kein

x Gene P. Kien Jr.

x Linda Kien

2803 Cambridge Harvey and Margaret Bireley

x Harvey Bireley

x Margaret Bireley

2805 Cambridge Bruce and Vera Stevens

x Bruce Stevens

2821	Cambridge	Albert Schmidt	
	x	A. Schmidt	
2825	Cambridge	Wilma Lamson (Underwood)	
	x	Wilma Lamson Underwood	
2829	Cambridge	Orville and Maria Juillerat	
	x	Orville Juillerat Maria Juillerat	
	x		

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 5th day of May, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1389-1975

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, May 29, 1975 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith, Clerk

PUBLISH: May 9 and 16, 1975

ep

NOTICE TO PROPERTY OWNER

OFFICE BOARD OF PUBLIC WORKS
CITY HALL
FORT WAYNE, INDIANA

May 16, 1975

TO:

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1389-75 providing for the vacation of Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.

The Board has fixed Thursday, May 29, 1975 at 3:30 p.m., Rm. 920, City-County Bldg. a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations;" as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

NOTICE TO PROPERTY OWNER

OFFICE BOARD OF PUBLIC WORKS
CITY HALL
FORT WAYNE, INDIANA

May 16, 1975

TO:

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1389-75 providing for the vacation of Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.

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BOARD OF PUBLIC WORKS

NOTICE TO PROPERTY OWNER

OFFICE BOARD OF PUBLIC WORKS
CITY HALL
FORT WAYNE, INDIANA

May 16, 1975

TO:

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1389-75 providing for the vacation of Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.

The Board has fixed Thursday, May 29, 1975 at 3:30 p.m., Rm. 920, City-County Bldg. a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations;" as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

THE CITY OF FORT WAYNE
board of public works

May 14, 1975

SUBJECT: HEARING

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday, May 29, 1975 at 3:30 p.m. concerning the following projects(s):

HEARING ON CONFIRMATION:

Dec. Res. No. 1389-1974 - Vacation of Yale Dr. from wpl of Cambridge to epl of Stanford

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal
~~xxxxxxxxxxxxxxx~~
BOARD OF PUBLIC WORKS

ep

cc: Mayor

AN EQUAL OPPORTUNITY EMPLOYER

R E S O L U T I O N

WHEREAS, Bruce and Vera L. Stevens, Albert L. Schmidt, Max E. and Shirley F. High, and George B. and Joanne M. Myers, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in Allen County, Indiana, to-wit:

> That portion of Yale Avenue, located between Lots # 425 and # 427 Poinsette Park Addition, and Lots # 304 and # 305 Cambridge Hills Addition, extending east from the east right-of-way of Stanford Avenue to the west right-of-way of Cambridge Boulevard.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 21, 1974, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street or alley;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street or alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street or alley hereinbefore described be and the same is hereby approved;

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, James E. Kelley, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on October 24, 1974, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 21st DAY OF October, 1974.

FORT WAYNE CITY PLAN COMMISSION

James E. Kelley
President

THE CITY OF FORT WAYNE

October 22, 1974

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

That portion of Yale Avenue, located between Lots # 425 and # 427 Poinsette Park Addition, and Lots # 304 and # 305 Cambridge Hills Addition, extending east from the east right-of-way of Stanford Avenue to the west right-of-way of Cambridge Boulevard.

which was approved by the City Plan Commission at its regular meeting held October 21, 1974.

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
22nd day of October, 1974.

Thomas J. Offerle
Secretary

Number assigned by Dave Keller's Office: # 3523

REQUEST FOR ACTION

To: City Attorney David B. Keller
or
Associate City Attorney Mr. Ralph Blume / 344 Utility Building

From: (Name, Title & Department) Community Development and Planning /
Division of Long Range Planning and Zoning / CITY PLAN COMMISSION

Approved by Ralph Bloch
(Person authorized to forward legal work)

Date: October 22, 1974

Subject: Street vacation ordinance
(File subject designation)

* * * * * * * * * * *

File # Assigned by Records Librarian

Date:

* * * * * * * * * * *

Action Requested: Preparation of an ordinance for street vacation.

(Continue on reverse side, if necessary)

cc: City Attorney David B. Keller
(If request originally sent to an Associate City Attorney)
Mayor Ivan A. Lebamoff
Department Head of Requesting Party

Admn.. Appr._____

Number assigned by Dave Keller's Office # 3523

TITLE OF ORDINANCE Street vacation ordinance

DEPARTMENT REQUESTING ORDINANCE Community Development and Planning / Division of Long Range Planning and Zoning

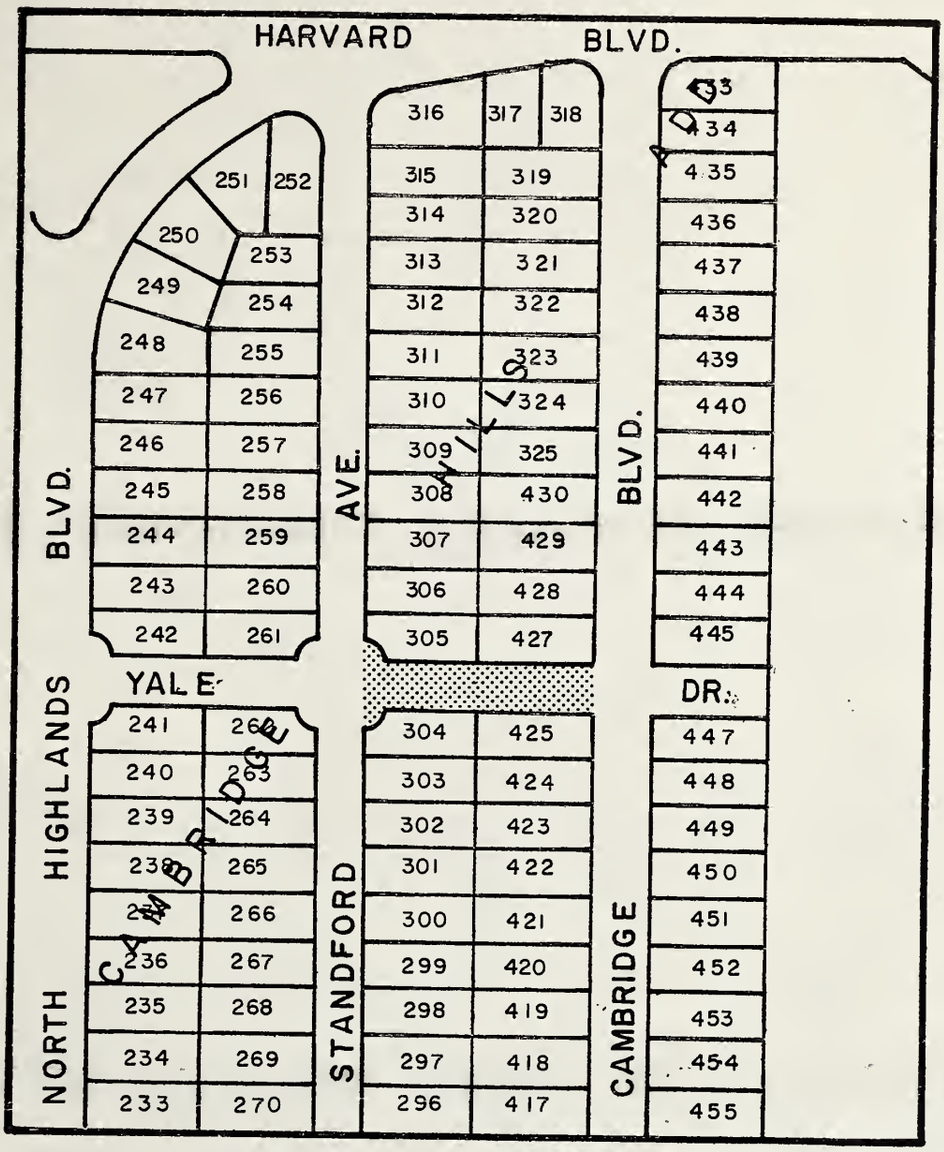
SYNOPSIS OF ORDINANCE Petitioners are requesting the vacation of the following.: That portion of Yale Avenue, located between Lots # 425 and # 427 Poinsette Park Addition, and hots # 304 and # 305 Cambridge Hills Addition, extending east from the east right-of-way of Stanford Avenue to the west right-of-way of Cambridge Boulevard.

EFFECT OF PASSAGE Street is presently unopened and unimproved. If vacated, street would be utilized by abutting property owners.

EFFECT OF NON-PASSAGE Street would remain as is - unopened and unimproved.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)_____



STREET TO BE VACATED

N

DATE 10-8-74

9-19-74

MEMORANDUM

TRAFFIC ENGINEERING

TO: Tom

FROM: Walt

SUBJECT: Proposed vacation - Yale Street at Cambridge

I talked to Mr. and Mrs. Bruce Stephens at 2805 Cambridge who are the petitioners for the vacation of Yale, they have not actually made a formal or legal petition. They have only talked to Mrs. Rumsy in City Plan who suggested they consider filing through an attorney a request for vacation. The purpose that they are interested in is primarily to attach a two-car garage to the north side of their existing house. They do not have a garage or a carport as such. The driveway would be from Cambridge, and the garage would definitely be on what is now the reserved right-of-way for Yale. It would be impossible for them to construct a garage, as there is only approximately ten feet between what looks like the property line and their house. For this reason they feel that vacation is necessary. There are about eight to twelve pedestrians, mostly adults, that walk through the area where the roadway would be. Incidentally, it is only grass and weeds with a path that leads through from Stanford, and these people work in the Gateway Plaza Shopping area in the various shops and restaurants. There are some children, maybe a half dozen or less,who ride their bicycles through there; but it is almost impassible, , particularly in inclimate weather. They would have no objections to permitting pedestrians to walk through and continue to use this area as a cut-through, and I suggested to them that they contact the other three property owners involved. All four of them, of course, would be involved in the vacation of the street, and I felt that it might help their cause if they would agree possibly to never restrict pedestrians from using this if the street was vacated. It really serves no purpose traffic-wise, as the street between Stanford and North Highlands is not constructed and has bushes and trees and swampy areas. However, west of

street, simply chip and seal. There would be a major problem involved if the street would be constructed in that Stamford is considerably lower than Cambridge, maybe as much as eight-ten feet. So this would be a serious problem, particularly drainage-wise. Mr. and Mrs. Stephens expressed their concern that if the street would be cut through, this would cause an awful lot of water to fall then towards the west, unless proper drainage was installed, which seems to me at this time to be a great expense, the two property owners on Stamford could have some problems. I left it that way, and they were quite concerned, hopeful that something could be done. I suggested that possibly they would want to consult an attorney to assist them. My recommendation at this time would be that it really serves no purpose as far as traffic is concerned, and I could not see any objection of vacating the street with some type of covenance from the four property owners, stating that they would not block off or fence off to prohibit pedestrians from cutting through to the shopping center.

In closing, three or four years ago there was a lot of thought about cutting Tyler Avenue through to the Harris Road Intersection, or at least to Goshen, and I think there is certainly a definite need for this. If we could get the industrial traffic out of that residential area, specifically the PC people, it certainly would be a tremendous help.

WRLT

209-74 December 3, 1974

Ken Traylor, Street Engineer

Vacation - Yale Drive between Cambridge and Stanford

We have received the attached copy of petition being submitted to City Plan for their action.

When this has been approved by City Council, please prepare Resolution and necessary documents for Board's action.

BOARD OF PUBLIC WORKS

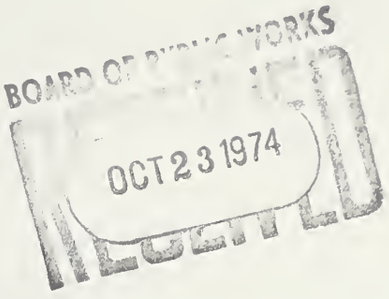
_____

CLERK

EIS:bt

Attachment

M E M O R A N D U M



DATE: October 23, 1974

TO: Edna Smith - Board of Works

FROM: Patsie Rumsey - City Plan

SUBJECT: Vacation of Yale Drive

209

I have enclosed the following:

Copy of the petition to vacate a portion of Yale Drive, signed by abutting property owners.

Resolution from City Plan Commission, stating they approved this vacation at their regular meeting held October 21, 1974.

Communications letter to the Common Council
Request for Action letter
Digest sheet
Map of the street

Memo from Walt Stout (Traffic Engineering) approving vacation

Please note, this petition has not been submitted to you before, so there will have to be a board number assigned.

Thank You.

Patsie

P E T I T I O N

Mr. & Mrs. Bruce Stevens
2805 Cambridge Blvd.
Fort Wayne, Indiana 46808

October 2, 1974

City of Fort Wayne
Office of City Plan Commission
8th Floor City County Bldg.

We, the undersigned, owners of lot numbers 425 & 427 Poinsatte Park Addition and numbers 304 & 305 Cambridge Hills Addition, agree to leave free access to pedestrian traffic, if the City will grant the vacation of Yale Drive between Cambridge Blvd. and Stanford Ave., with permission to build on part of the vacated area.

Bruce Stevens
Bruce Stevens
Vera L. Stevens
Vera L. Stevens

2805 Cambridge Blvd.
Fort Wayne, Indiana

Albert L. Schmidt
Albert L. Schmidt

2821 Cambridge Blvd.
Fort Wayne, Indiana

Max E. High
Max E. High
Shirley F. High
Shirley F. High

2808 Stanford Ave.
Fort Wayne, Indiana

George B. Myers
George B. Myers
Joanne M. Myers
Joanne M. Myers

2816 Stanford Ave.
Fort Wayne, Indiana

PETITION

Mr. & Mrs. Bruce Stevens
2805 Cambridge Blvd.
Fort Wayne, Indiana 46808

October 2, 1974

City of Fort Wayne
Office of City Plan Commission
8th Floor City County Bldg.

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Albert L. Schmidt

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Fort Wayne, Indiana

Max E. High
Max E. High

Shirley F. High
Shirley F. High

2808 Stanford Ave.
Fort Wayne, Indiana

George B. Myers
George B. Myers

Joanne M. Myers
Joanne M. Myers

2816 Stanford Ave.
Fort Wayne, Indiana

1389

ORIGINAL

BILL NO. G-74-11-10

GENERAL ORDINANCE NO. G-32-74

BOARD OF PUBLIC WORKS
RECEIVED
DEC - 3 1974

AN ORDINANCE amending General Ordinance No. G-97
by authorizing the vacation of a certain street
in the City of Fort Wayne

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission and resolution having been duly adopted by the Fort Wayne City Plan Commission on October 21, 1974 following a public hearing thereon, all in accordance with Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns. Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

That portion of Yale Avenue, located between Lots # 425 and # 427 Poinsette Park Addition, and Lots # 304 and # 305 Cambridge Hills Addition, extending east from the east right-of-way of Stanford Avenue to the west right-of-way of Cambridge Boulevard

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk ot the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

APPROVED AS TO FORM
AND LEGALITY,
Paul B. [illegible]
CITY ATTORNEY

Hinga, and duly adopted, read the second time by title and referred to the Committee on Rules & Ordinances (~~and the City Plan Commission for recommendation~~) and Public Hearing to be ~~held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on~~ _____, the _____ day of _____, 197_____, at _____ ~~o'clock P.M., E.S.T.~~

Date: 11-12-74

Charles B. Thomas
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage. Passed (~~Lost~~) by the following vote:

AYES 9, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

BURNS	X			
HINGA	X			
KRAUS	X			
MOSES	X			
NUCKOLS	X			
SCHMIDT, D.	X			
SCHMIDT, V.	X			
STIER	X			
TALARICO	X			

DATE: 11/26/74

Charles B. Thomas
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. G-32-74 on the 26th day of November, 1974

ATTEST: (SEAL)

Charles B. Thomas
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of November, 1974, at the hour of 10:40 o'clock A.M., E.S.T.

Charles B. Thomas
CITY CLERK

Approved and signed by me this 2nd day of December, 1974, at the hour of 1:30 o'clock P M., E.S.T.

MAYOR

Department of Public Works

Office of the Board: Room No. 910 City–County Building

Fort Wayne, Indiana., July 7 19 75

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City:

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has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

All in pursuance to Declaratory Resolution No. 1389-1975, adopted by the Board of Public Works of said City, on the 30th day of June, 19 75, authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 24th day of July, 19 75, for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

NOTICE

OF ASSESSMENT OF BENEFITS OR AWARD OF DAMAGES

Against .....

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Account .....

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Served on .....

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by reading and leaving a copy at

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No. ..... Street

on the..... day of....., 19.....

Served by .....

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THE CITY OF FORT WAYNE
board of public works

June 6, 1975

SUBJECT: Hearings

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday, June 12, 1975 at 3:30 p.m. concerning the following projects(s):

Hearing on Confirmation:

Sewer Res. No. 867-1975	Harris Road, W. Louisdale Dr., Parkside Dr., Sundown Lane area
Sewer Easement Res. No. 138-75 Sewer 867-1975	Goshen Rd., Harris Rd. area
Continued from May 29, 1975 Hearing on Confirmation: Dec. Res. No. 1389-75	Vac. of Yale Dr., etc.

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal

BOARD OF PUBLIC WORKS

ep

cc: Mayor

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Ft. Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines		
Head	number of lines	1
Body	number of lines	31
Tail	number of lines	4
	Total number of lines in notice	36

COMPUTION OF CHARGES

36 lines, 1 columns wide equals 36 equivalent lines at .288¢ cents per line	$ 10.37
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$ 10.37

DATA FOR COMPUTING COST

Width of single column 11 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date May 16, 19 75 — Title CLERK

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 5th day of May, 1975, the said Board deeming it necessary to make certain improvements adopted the following:
DECLARATORY RESOLUTION
NO. 1389-1975
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Yale Drive from the west property line of Cambridge Boulevard to the east property line of Stanford Avenue.
All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.
The cost of said Vacation shall be assessed against the property beneficially affected thereby.
The Board of Public Works has fixed Thursday, May 29, 1975 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.
JERRY D. BOSWELL
CARL E. O'NEAL
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk.
5—9-16

OF
HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

5/9-16/75

Arvilla DeWald

Subscribed and sworn to before me this 16th day of May 19 75

Elmer C. Roemke
Notary Public

My commission expires K October 25, 1975

Form #904

Claim No..... Warrant No.....

IN FAVOR OF

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On Account of Appropriation for

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Appropriation No.....

Allowed....., 19....

In the sum of $.....

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I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law.

That it is apparently { Correct / Incorrect

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I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

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.....196.....

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions 1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Ft. Wayne Board of Public Works
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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JERRY D. BOSWELL
CARL E. O'NEAL
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk.

5—9-16

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V. E. Gerken

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ATTEST: Edna I. Smith, Clerk.

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5/9-16/ 75

V. E. Gerken

Subscribed and sworn to before me this 16th day of May, 75

Elmer C. Roemke
Notary Public

My commission expires October 25, 1975

Form #903

Claim No...... **Warrant No.**.....

IN FAVOR OF

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On Account of Appropriation for

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Appropriation No......

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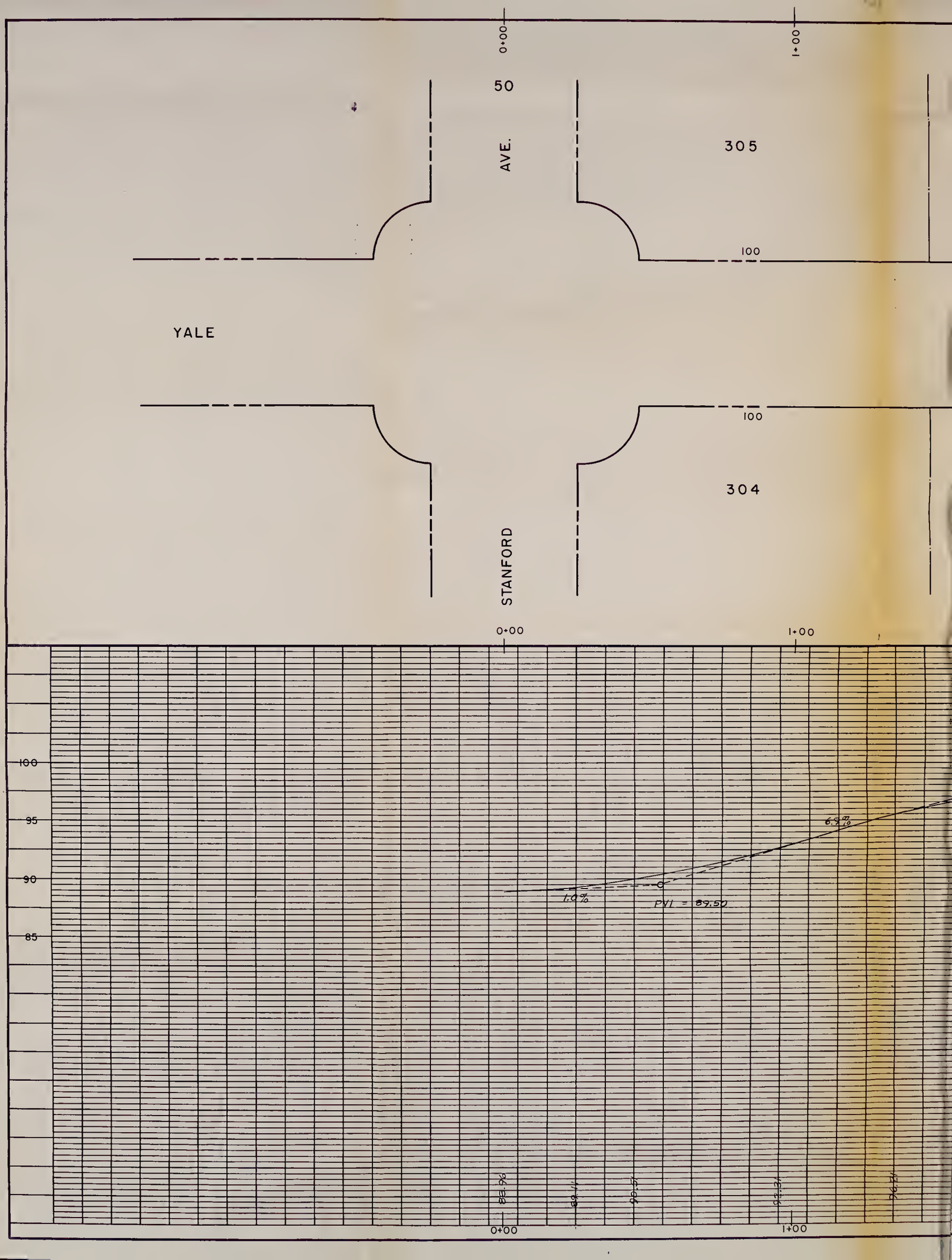
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.



CITY OF FORT WAYNE STANDARD
PLATE (C)

2+00

3+00

60

427

BLVD.

120

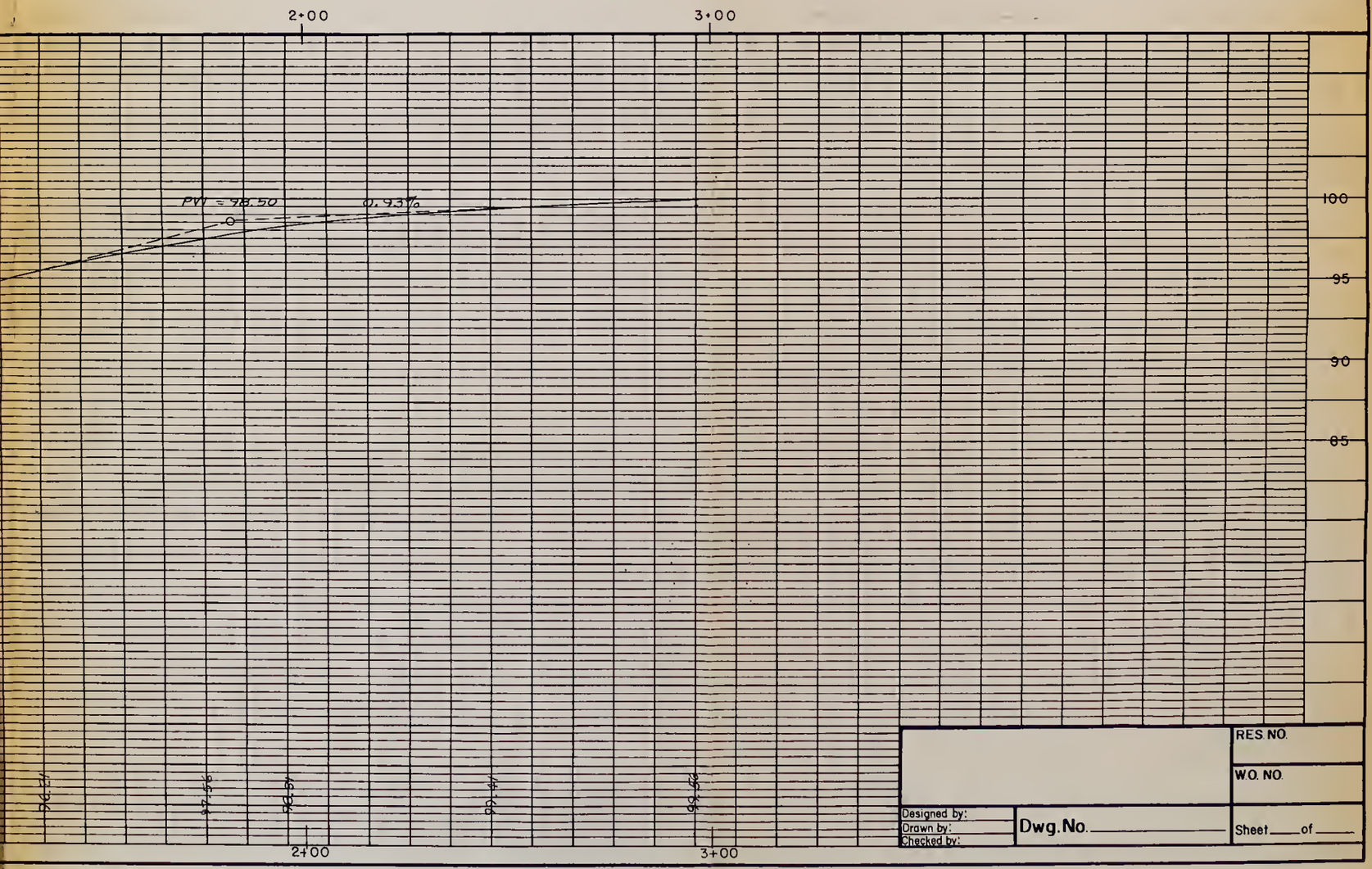
VACATED

DRIVE

120

425

CAMBRIDGE



	RES. NO.
	W.O. NO.
Designed by: Drawn by: Checked by: Dwg. No.	Sheet ___ of ___

DECLARATORY

~~Improvement~~ **Resolution No 1389-75 For** THE VACATION of YALE DRIVE FROM THE WEST PROPERTY LINE of CAMBRIDGE BOULEVARD

TO THE EAST PROPERTY LINE of STANFORD AVENUE.

	OWNER'S NAME	ADDRESS	NUMBER OF LOT	NUMBER OF BLOCK	NUMBER OF O. L.	DESCRIPTION
1	STEVENSON, FREDERICK L. + DORIS D	2730 STANFORD AVE 07	301			CAMBRIDGE HILLS ADD
2	BAUMAN, JOHN F + LENA M	2822 " "	302			
3	" " " " "	" " "	303 S 1/2			
4	HIGH, MAX E + SHIRLEY F	2808 " "	303 N 1/2			
5	" " " "	" " "	304			
6	MYERS GEORGE B + JOANNE M	2816 " "	305			
7	" " " " "	" " "	306 EXC N 31			
8	STRAUB, MAX	28[illegible] STANFORD AVE	306 N 31			
9	" "	" " "	307 S 38			
10	ASHER, CLEM O + EVELYN E	2828 " "	307 N 12			
11	" " " " "	" " "	308			
12	KIEN, GLEN P JR + LINDA M	2727 CAMBRIDGE BLVD 08	422			POINSETT PARK ADD
13	BIRELEY, HARVEY J + MARGARET C.	2807	423 N 1/2			
14	KIEN, GLEN P JR + LINDA "	2727	423 S 1/2			
15	BIRELEY, HARVEY J + MARGARET C	2807	424			
16	STEVENS, BRUCE + VERA L	2805	425			
17	SCHMIDT, ALBERT L + EDNA A	2821	427			
18	" " " "	"	428			
19	LAMSON, WILMA J	2815 CAMBRIDGE BLVD	429			
20	JUILLERAT, ORVILLE A + MARIA	2829 CAMBRIDGE BLVD	430			
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	NOTICES MAILED OR SERVED	TOTAL				

5-16-75

By [illegible]

5-7-75 AB